

No. 149DATE 3-1-88

PROMOTES SEWER DISTRICT EMPLOYEE TO THE POSITION OF
SEWER TREATMENT PLANT OPERATOR IIIB

COUNCILPERSON Boschetti offered the following resolution,
which was seconded by COUNCILPERSON Pike.

WHEREAS, Matthew Hattorff has successfully completed all the
necessary tests and appears on the Civil Service list, Sewage
Treatment Plant Operator IIIB OC,

THEREFORE BE IT RESOLVED, that Matthew Hattorff be and his hereby
appointed to the position of Sewage Treatment Plant Operator in
the Sewer District at the annual salary of \$21,972.95 as set
forth in Group 9 , Step 4 in the Operational and Technical
salary schedule of the CSEA contract effective Feb. 29, 1988

FURTHER BE IT RESOLVED THAT, the Town Clerks office forward a
copy of this resolution to Matthew Hattorff, Clement
Petraszewski, Superintendent of the Sewer District, and the
office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#150

ADOPTION OF BUDGET FOR EXT. 32 J -

JAMESPORT WATER EXTENSION

COUNCILPERSON Pike offered the following resolution,
which was seconded by COUNCILPERSON Boschetti.

THIS TOWN BOARD hereby adopts the following budget for the Jamesport Water
Extension No. 32 J :

H132.5710.01	Extension 32 J Serial Bonds	\$2,513,000.00
H132.5710.02	Increase & Imp. Serial Bonds	356,000.00
H132.8130.301	Construction	\$1,985,000.00
H132.8130.302	Engineering	270,000.00
H132.8130.303	Contingency	614,000.00

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

151 AWARDS CONTRACTS RE: Extension 32J (JAMESPORT) TO THE
RIVERHEAD WATER DISTRICT

Councilperson Civiletti offered the following resolution,
which was seconded by Councilperson Lombardi

~~WHEREAS, public bids were opened on February 18, 1988 in~~
connection with Extension 32-J, Riverhead Water District, and

WHEREAS, for Part "A", the low bidder was Grimes Contract Co., Inc. of Montauk in the sum of \$247,924.40, being \$137,724.40 lower than the second low bidder, and

WHEREAS, Grimes did immediately thereafter, by telephone and by letter, advise the Town of Riverhead that its bid was a mistake and failed to incorporate therein the cost of restoration, and requested it be allowed to withdraw its bid, and

WHEREAS, counsel and the engineer for the Water District did thereafter meet on February 26 with Charles Grimes to review his estimates prepared by him for purposes of submitting the bid of Grimes Contract Co., Inc., and copies thereof have been forwarded to the Board clearly showing the omission from said bid of the estimated costs of restoration of approximately \$104,560 and whereas said counsel and engineer have renegotiated with Grimes Contract Co. Inc. new unit prices as follows: 1A \$19.22; 1B \$20.22 and 1D \$17.34, resulting in a total bid by Grimes Contract Co. Inc. in the sum of \$353,547.40, being \$32,101.40 lower than the second low bidder, and

WHEREAS, counsel for the Water District has advised this Board that the contractor, by reason of the nature of the mistake and the financial amount involved and its prompt notification thereof, is, by law, entitled to be relieved of its bid, and further that by law the bid renegotiation is permissible only with the original low bidder, and the public will benefit from the renegotiated bid, and

WHEREAS, both the counsel and engineer for the Water District recommend the award of the lowest renegotiated bid to Grimes Contract Co. Inc. as a responsible bidder, and the engineer recommends the award of Parts "B", "C" and "D" to the lowest bidder being the lowest responsible bidder, .

NOW, THEREFORE, BE IT RESOLVED that the Town Supervisor be and is hereby authorized to enter into contracts as follows with regard to Extension 32-J of the Riverhead Water District:

Contract Part "A" - Grimes Contract Co. \$353,547.40
Inc.

with revised unit prices for
Item 1A \$19.22
Item 1B \$20.22
Item 1D \$17.34

Contract Part "B" - Merrick Utility Assoc. Inc.	\$533,675.40
Contract Part "C" - Merrick Utility Assoc. Inc.	\$372,407.10
Contract Part "D", - Merrick Utility including Options Assoc. Inc. 28 and 31	\$723,996.70

BE IT FURTHER RESOLVED that all unit price items in the foregoing contracts are payable subject to final measurement on completion, and

BE IT FURTHER RESOLVED that the Town Clerk forward a certified copy of this resolution to the above contractor, and forward a copy to Gary Pendzick, Samuel C. McLendon at H2M, and Pierre Lundberg, Esq.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

152 APPOINTS ALLEN M. SMITH AS SPECIAL CIVIL SERVICE COUNSEL
TO INVESTIGATE AND COMMENCE LITIGATION TO SECURE THE
APPOINTMENT OF KAREN FABER

Councilperson Lombardi offered the following resolution,
which was seconded by Councilperson Civiletti.

WHEREAS, KAREN FABER has served the Town of Riverhead
since May 1, 1984 as a Special Police Officer and Parking Meter
Officer; and

WHEREAS, Ms. Faber is a member of a minority group; and

WHEREAS, it is the desire of the Riverhead Town Board to
employ Ms. Faber as a police officer; and

WHEREAS, Ms. Faber's name appears on a special civil service
list for appointment as a police officer.

NOW, THEREFORE, BE IT RESOLVED, that Allen M Smith, Esq.
and Associates be appointed as special civil service counsel
to investigate the propriety of appointing Karen Faber as a
police officer in the Town of Riverhead and that if deemed
appropriate by the Town Board they be authorized to institute
the necessary litigation to compel the appointment; and

BE IT FURTHER RESOLVED, that Allen M. Smith shall be
compensated at the rate as filed with the Office of the Town
Clerk, and

BE TI FURTHER RESOLVED, that the Town Clerk forward a copy
of this resolution to Allen M. Smith, Esq. and Chief Grattan.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

TOWN OF RIVERHEAD

RESOLUTION # 153

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS FOR A
1988 INTERNATIONAL MODEL F-2574 OR EQUAL
FOR RIVERHEAD TOWN HIGHWAY DEPARTMENT

COUNCILPERSON Boschetti OFFERED THE FOLLOWING RESOLUTION
WHICH WAS SECONDED BY COUNCILPERSON Pike.

RESOLVED, THAT THE TOWN CLERK OF THE TOWN OF RIVERHEAD BE AND
IS HEREBY AUTHORIZED TO ADVERTISE FOR SEALED BIDS FOR THE PURCHASE OF A
1988 INTERNATIONAL MODEL F-2574 OR EQUAL FOR THE USE OF THE TOWN OF RIVER-
HEAD HIGHWAY DEPARTMENT, AND BE IT,

RESOLVED, THAT THE SPECIFICATIONS AND FORMS FOR BIDDING BE PRE-
PARED BY THE SUPERINTENDENT OF HIGHWAYS, AND BIDS TO BE RETURNABLE UP TO
11:15 A.M. ON MARCH 14, 1988, AND BE IT FURTHER

RESOLVED, THAT THE TOWN CLERK OF THE TOWN OF RIVERHEAD BE AND
IS HEREBY AUTHORIZED TO OPEN PUBLICLY AND READ ALOUD ON MARCH 14, 1988 AT
11:15 A.M. AT THE TOWN CLERK'S OFFICE, TOWN HALL, 200 HOWELL AVENUE,
RIVERHEAD, NEW YORK, ALL SEALED BIDS BEARING THE DESIGNATION, "BID ON 1988
INTERNATIONAL MODEL F-2574 OR EQUAL"

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

154 ACCEPTS RESIGNATION OF DENISE M. HANSEN

Councilperson Pike offered the following, which
was seconded by Councilperson Boschetti.

WHEREAS, Denise M. Hansen did submit her written resignation
from her positions with the Office of the Town Clerk.

NOW, THEREFORE, BE IT RESOLVED, that the resignation of
Denise M. Hansen be and is hereby accepted effective March 2, 1988,
and

BE IT FURTHER RESOLVED, that the Town Clerk forward a copy
of this resolution to Denise M. Hansen and the Office of
Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

155 APPOINTS JUDITH DOLL AS RECREATION CENTER MANAGER

Councilperson Civiletti offered the following resolution,
which was seconded by Councilperson Lombardi.

RESOLVED, that Judith Doll be and is hereby appointed to the position of Recreation Center Manager effective February 29, 1988 at the annual rate of compensation of \$18,921.68 as set forth in Group 9, Step 3 of the 1988 CSEA Clerical & Supervisory Salary Schedule.

BE IT FURTHER RESOLVED, that the Town Clerk forward a copy of this resolution to Judith Doll and to the Office of Accounting.

The vote, Boschetti, yes, Pike, yes Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

156 INCREASES PETTY CASH ACCOUNTS OF WATER DISTRICT AND
ACCOUNTING OFFICE

Councilperson Lombardi offered the following resolution,
which was seconded by Councilperson Civiletti.

WHEREAS, it is the request of the Superintendent of the
Water District and the Financial Administrator to increase
their respective petty cash accounts from \$50 to \$100.

NOW, THEREFORE, BE IT RESOLVED, that impressed petty
cash accounts in the amount of \$100 be established for the
Water District and the Accounting Office, and

BE IT FURTHER RESOLVED, that the Town Clerk forward
copies of this resolution to the Water District Superintendent
and the Financial Administrator.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

157 AUTHORIZES ATTENDANCE OF SERGEANT DONALD GREEN AT SEMINAR

Councilperson Boschetti offered the following resolution which was seconded by Councilperson Pike.

WHEREAS, The International Association Of Auto Theft Investigators and The National Auto Theft Bureau in Atlantic City, New Jersey shall be sponsoring a seminar of Auto Theft Training, May 17-19, 1988, and

WHEREAS, it is the desire of Sergeant Donald Green to attend said seminar, and

WHEREAS, it is the recommendation of the superiors of Sergeant Donald Green that he attend said seminar,

NOW, THEREFORE, BE IT RESOLVED, that Sergeant Donald Green be and is hereby authorized to attend the Auto Theft Training Seminar to be held in Atlantic City, New Jersey, May 17-19, 1988, and

BE IT FURTHER, that Sergeant Donald Green receive advance monies in the amount of \$375 for related expenses, said expenses to be fully receipted upon his return.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

158 AUTHORIZES ATTENDANCE OF INVESTIGATORS AT SEMINAR

Councilperson Pike offered the following resolution which was seconded by Councilperson Boschetti.

WHEREAS, The University of Delaware shall be sponsoring a Sexually Assaulted and Abused Seminar, April 14-15, 1988 in Delaware, and

WHEREAS, it is the desire of Investigator Kenneth Woods and Investigator Thomas Lynch to attend said seminar, and

WHEREAS, it is the recommendation of the superiors of Investigator Woods and Investigator Lynch that they attend said seminar,

NOW, THEREFORE, BE IT RESOLVED, that Investigator Woods and Investigator Lynch be and are hereby authorized to attend the Sexually Assaulted and Abused Child Seminar to be held in Delaware, April 14-15, 1988, and

BE IT FURTHER, that Investigator Woods and Investigator Lynch receive advance monies in the amount of \$185 for related expenses, said expenses to be fully receipted upon their return.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

159 AUTHORIZES ATTENDANCE OF POLICE OFFICER RICHARD BODEN AT SEMINAR

Councilperson Pike offered the following resolution which was seconded by Councilperson Boschetti.

WHEREAS, The Division of Criminal Justice Services By The Bureau For Municipal Police shall be sponsoring a seminar of DWI Presentation Training Program, at the Westchester Police Academy, Vallalla, New York, April 18-20, 1988, and

WHEREAS, it is the desire of Police Officer Richard Boden to attend said seminar, and

WHEREAS, it is the recommendation of the superiors of Police Officer Boden that he attend said seminar,

NOW, THEREFORE, BE IT RESOLVED, that Police Officer Boden be and is hereby authorized to attend the DWI Presentation Training Program to be held in Vallalla, New York, April 18-20, 1988, and

BE IT FURTHER, that Police Officer Boden receive advance monies in the amount of \$100 for related expenses, said expenses to be fully receipted upon his return.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

160 APPROVES SPECIAL PERMIT OF MU-RAC ASSOCIATES

Councilperson Lombardi offered the following resolution, which was seconded by Councilperson Civiletti:

WHEREAS, by application dated December 17, 1987, Mu-Rac Associates did apply to this Town Board for a special permit interior alteration of an existing building to be used in the assembly phase of pre-fabricated structures at premises located at Edwards Avenue, Calverton, New York; and

WHEREAS, this matter was referred to the Planning Board for its review and recommendation; and

WHEREAS, by letter dated February 23, 1988, the Planning Board recommended that the special permit of Mu-Rac Associates be approved; and

WHEREAS, on the 23rd of February, 1988, this Town Board held a public hearing wherein all persons wishing to be heard were heard; and

WHEREAS, the Environmental Quality Review Board has determined that the action is a Type II action without significant impact upon the environment; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the special permit applied for will be a Type II action without a significant impact upon the environment pursuant to the State Conservation Environmental Law.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board determines as follows:

a. The use will not prevent or substantially impair either the reasonable and orderly use or development of other properties in the neighborhood;

b. The hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained either by the neighborhood or the Town;

c. The health, safety, welfare, comfort, convenience and order of the Town will not be adversely affected by the authorized use;

d. Such use will be in harmony with and promote the general purposes and intent; and be it further

3/1/88

RESOLVED, that the premises covered by this special permit shall be maintained in conformity with such plan which may, from time to time, be approved by the Riverhead Town Board; and be it further

RESOLVED, that no building permit shall be issued until the Town Board has approved the site plan, by resolution; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., attorney for the applicant, the Riverhead Planning Department and the Riverhead Building Department.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

161 AMENDS SITE PLAN OF ERNEST AND CAROLE KEMPERMANN (VILLAGE CROSSROADS RESTAURANT)

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike :

WHEREAS, Ernest and Carole Kempermann (Village Crossroads Restaurant) were granted site plan approval, which was adopted by the Town Board of the Town of Riverhead on January 19, 1988, by resolution #65; and

WHEREAS, pursuant to subsequent discussions with the applicants and their contractor, the request has been made that the site plan be amended to include a loading area; and

WHEREAS, this Town Board has reviewed the request of the applicants.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the amendment of the approval of the site plan of Ernest and Carole Kempermann, which amendment would include a loading area subject to the applicants' submission of new architectural drawings (site plan) which will incorporate all of the changes to said site plan; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Ernest and Carole Kempermann, the Riverhead Planning Department and the Riverhead Building Department.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

3/1/88

162 AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE RE:
AMENDMENT TO CHAPTER 75 SECTION 75-4 OF THE RIVERHEAD
TOWN CODE (LIQUIFIED PETROLEUM GAS)

Councilperson Pike offered the following
resolution, which was seconded by Councilperson Boschetti:

RESOLVED, that the Town Clerk be and is hereby
authorized to publish and post the following public notice with
regard to amendment to Chapter 75, Section 75-4 of the Riverhead
Town Code as follows:

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held
on the 15th day of March, 1988, at 8:50 o'clock p.m. at Town
Hall, 200 Howell Avenue, Riverhead, New York, to hear all
interested persons with regard to amendment to Chapter 75,
Section 75-4 of the Riverhead Town Code by adding Subsection J as
follows:

J. All housing and covers that protect any size
underground tank shall be painted bright yellow.
This section shall include all new and pre-existing
tanks.

Dated: Riverhead, New York
March 1, 1988.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

*overstrike represents deletion(s)
**underscore represents addition(s)

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

163 AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE RE:
AMENDMENT TO SECTION 108-3 E(2) OF THE RIVERHEAD TOWN
CODE

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi:

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice with regard to amendment to Section 108-3 E (2) of the Riverhead Town Code:

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 15th day of March, 1988, at 8:45 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amendment to Section 108-3 E (2) of the Riverhead Town Code as follows:

- (2) After receipt of the recommendations of the Planning Board, the Town Board shall hold a public hearing upon public notice as required by Section 265 of the Town Law. The Town Clerk applicant or his representative shall forward a certified copy of the public hearing notice by certified mail to all property owners within a five-hundred-foot radius of the subject property to be affected by the special permit, and the applicant shall pay all expenses of said hearing, including but not limited to publication costs, postage and transcription of testimony. All testimony at the public hearing before the Town Board shall be given under oath. The Town Board may require the sworn testimony of such persons as it deems necessary for a full and complete hearing on the application. The Town Board may adjourn the public hearing for the purpose of taking further testimony or requiring the production of further information.

Dated: Riverhead, New York
March 1, 1988.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

*overstrike represents deletion(s)
**underscore represents addition(s)

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted

164. AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE RE:
AMENDMENT TO SECTION 108-3, SPECIAL PERMIT SUBDIVISION
(A) OF THE RIVERHEAD TOWN CODE

Councilman Lombardi offered the following resolution, which was seconded by Councilman Civiletti:

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice with regard to amendment to Section 108-3, Special Permit Subdivision (A), of the Riverhead Town Code:

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 15th day of March, 1988, at 8:40 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amending Section 108-3, Special Permit, Subdivision (A) of the Riverhead Town Code as follows:

SPECIAL PERMIT

- A. Special permits for special permitted uses as authorized in this chapter shall issue from the Town Board. Special permits will issue in the form of a resolution of the Town Board, stating findings and conditions. ~~Special permits of the Town Board shall be for whatever duration decided by the Town Board and as specified in the Town Board's resolution. If the Town Board fails to specify a period of time, said period shall be in perpetuity.~~ In addition the Town Board may condition the permit by requiring that the applicant actually begin use and complete construction or use requirements in compliance with the conditions imposed by the Town Board within a time period of from one (1) to three (3) years, decided by the Town Board and set forth in the resolution granting said permit. If the Town Board fails to specify a time period, said period shall be one (1) year. The Town Board, under these provisions and any further rules or requirements of the Planning Board of the Town of Riverhead, requires the following data and information as a basis for approving a special permit: (Remainder of this section to remain the same.)

Dated: Riverhead, New York
March 1, 1988.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

*overstrike represents deletion(s)
**underscore represents addition(s)

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

165 APPROVES CHANGE OF ZONE FOR JOSEPH A. DEERKOSKI, JAMES F. NEEFUS, JR. AND GEORGE KAYTIS

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike:

WHEREAS, by application dated November 20, 1987, Joseph A. Deerkoski, James F. Neefus, Jr. and George Kaytis did apply to this Town Board for a change of zone on an existing structure for a Business PB overlay or Business CR designation for premises located at the northeast corner of Route 25 and Shade Tree Lane, Aquebogue, New York; and

WHEREAS, this matter was referred to the Planning Board for its review and recommendation; and

WHEREAS, by letter dated January 25, 1988, the Planning Board recommended that the change of zone application of Joseph A. Deerkoski, James F. Neefus, Jr. and George Kaytis from Agriculture A to Business PB be approved; and

WHEREAS, on the 23rd of February, 1988, this Town Board held a public hearing wherein all persons wishing to be heard were heard and there was no opposition to said application; and

WHEREAS, the Environmental Quality Review Board has determined that the action is a Type II action without significant impact upon the environment; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the change of zone applied for will be a Type II action without a significant impact upon the environment pursuant to the State Conservation Environmental Law.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board determines as follows:

a. The use will not prevent or substantially impair either the reasonable and orderly use or development of other properties in the neighborhood;

b. The hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained either by the neighborhood or the Town;

c. The health, safety, welfare, comfort, convenience and order of the Town will not be adversely affected by the authorized use;

3/1/88

d. Such use will be in harmony with and promote the general purposes and intent; and be it further

RESOLVED, that the Town Board approve the change of zone application of the applicants to a Business PB overlay on the above described premises; and be it further

RESOLVED, that the premises covered by this change of zone shall be maintained in conformity with such plan which may, from time to time, be approved by the Riverhead Town Board; and be it further

RESOLVED, that no building permit shall be issued until the Town Board has approved the site plan, by resolution; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., attorney for applicants, the Riverhead Planning Department and the Riverhead Building Department.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

166 APPROVES SITE PLAN OF SEAWATCH LANDING WITH CONDITIONS

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi.

WHEREAS, the Riverhead Town Board approved by Resolution #472 of August 5, 1986 the special permit application of Kimbrooke Enterprises for the construction of 95 condominium units on a 55-acre parcel located west of Pier Avenue, Riverhead, NY (SCIM 0600-002-02-02); and

WHEREAS, Resolution #472 required the submission of a site plan which indicates those mitigation measures necessary to protect natural features and environmentally sensitive areas identified in the attending environmental impact statement accepted by the Town Board; and

WHEREAS, Resolution #472 required the submission of such site plan to the Riverhead Planning Board; and

WHEREAS, a site plan has been submitted to both the Riverhead Planning Department as required by Article XXVI and the Riverhead Planning Board; and

WHEREAS, the Riverhad Planning Department has determined that such site plan submission meets the requirements of Article XXVI; and

WHEREAS, the site plan has been reviewed by the Riverhead Planning Board and comments have been offered relative to the extent of paved areas, the location of water supply mains, details on erosion control and details on stormwater drainage.

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board approves the site plan for Seawatch Landing as shown on the proposed site plan of January, 1988 (Drawing No. G-F6-D9); and

BE IT FURTHER RESOLVED, that this approval be subject to the depiction of revisions required and approved by the Riverhead Planning Board, and

BE IT FURTHER RESOLVED, that the location of water supply mains be subject to the approval of the Riverhead Water District engineer. and

BE IT FURTHER RESOLVED, that the Town Clerk forward a certified copy of this resolution to Allen M. Smith, Esq., as attorney for Seawatch Landing, and the Clerk of the Riverhead Planning Board and the Riverhead Building Department, and

BE IT FURTHER RESOLVED, that the principals of Seawatch Landing be and are hereby required to execute and file with the County Clerk Declarations and Covenants relative to said site plan to be supplied to Allen M. Smith, Esq. pending the review and commentary of the Riverhead Planning Board.

The vote, Boschtti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

167 DENIES EXEMPTION OF MANOR ASSOCIATES FROM MORATORIUM ON DEVELOPMENT IN WADING RIVER

Councilperson Pike offered the following resolution, which was seconded by Councilperson Boschetti:

WHEREAS, Harold F. Tranchon, Jr., on behalf of Manor Associates, by petition dated December 30, 1987, did apply to the Town Board for an exemption from the Temporary Moratorium on Development pursuant to Local Law #5 of 1987, for premises located at New York State Route 25A, Town of Riverhead, Wading River, New York, identified as tax map number 0600-73-1-1.11 and further described on SCHEDULE "A" attached and incorporated herein; and

WHEREAS, the Town Board has held a public hearing on the petition upon at least ten (10) days' notice published in the Riverhead News-Review, the official newspaper of the Town; and

WHEREAS, on the 5th day of January, 1988, this Town Board held a public hearing wherein all persons wishing to be heard were heard; and

WHEREAS, the preliminary site plan of Manor Associates was resubmitted on November 5, 1987, after being denied on June 2, 1987, because as submitted, the site plan did not conform to Business CR zone; and

WHEREAS, the preliminary site plan of November 5, 1987, was carefully studied by the Town Board and the Planning Department; and

WHEREAS, the Town Board has not been given an Environmental Assessment Form nor completed the State Environmental Quality Review; and

WHEREAS, the petitioner has not satisfied the elements of Section 8(b) of Local Law #5 of 1987; and

WHEREAS, exemption from Local Law #5 of 1987 requires a four-vote majority authorizing any individual, board or body affected by this local law to grant a permit, approval or authorization; and

WHEREAS, an exemption of the preliminary site plan will threaten the general welfare, health and safety of the Town of Riverhead.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board cannot affirmatively find as follows:

1. Granting of the permit, approval or authorization sought, would have no adverse impact upon any of the goals of the Town sought to be furthered by Local Law #5 of 1987;

2. The project or activity for which approval is sought would be in harmony with the existing character of the Town, and in partitular the Hamlet of Wading River, and its consideration and approval would not worsen the conditions found to exist by the Town Board as are enumerated in Section 1 of Local Law No. 5 of 1987;

3. The project or activity for which approval is sought is consistent with the interim data, studies or findings available from the Master Plan update in progress; and be it further

RESOLVED, that the Town Board hereby denies the petition made by Harold F. Tranchon, J., on behalf of Manor Associates; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Petitioner, the Riverhead Planning Department, the Riverhead Planning Board and the Riverhead Building Department.

The vote, Boschetti, yes, Pike, yes, Civilietti, no, Lombardi, yes, Janoski, no.

The resolution was thereupon duly declared adopted.

168 TRANSFER BARBARA GRATTAN TO JUVENILE AID BUREAU AS PROVISIONAL
SENIOR CLERK TYPIST

WHEREAS, due to the retirement of Agnes Terry , it is necessary to appoint an individual to the position of Senior Clerk Typist with the Juvenile Aid Bureau, and

WHEREAS, the availability of said position was duly posted for possible transfer within the CSEA Unit.

NOW, THEREFORE, BE IT RESOLVED, that Barbara Grattan be and is hereby appointed to the provisional position of Senior Clerk Typist with JAB effective March 7, 1988 at the annual rate of compensation of \$21,775.11 as set forth in Group 8, Step 10 of the 1988 Clerical and Supervisory Salary Schedule.

BE IT FURTHER, that the Town Clerk forward a copy of this resolution to Barbara Grattan, Chief Grattan and the Office of Accounting.

Councilperson Lombardi offered the above resolution which was seconded by Councilperson Civiletti.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

1169 AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE RE:
CHANGE OF ZONE APPLICATION OF MARTIN AND JEAN KART

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike:

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice with regard to the change of zone application of Martin and Jean Kart:

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 5th day of April, 1988, at 7:45 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the change of zone application of Martin and Jean Kart for property located at Main Road, Aquebogue, New York, SCTM #0600-85-1-12, from Agriculture A to Business B.

Dated: Riverhead, New York
March 1, 1988.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

170 APPROVES SPECIAL PERMIT OF AUGUSTA SCHNEIDER WITH CONDITIONS

Councilperson Pike offered the following resolution, which was seconded by Councilman Boschetti.

WHEREAS, the Riverhead Town Board is in receipt of a special permit application for a condominium use under Section 108-20 of the Riverhead Town Code respecting an unimproved parcel located at the northwest corner of County Route 58 and Northville Turnpike SCTM 0600-084-01-014; and

WHEREAS, the applicant has submitted a schematic site plan under the name of "Bridgewater Estates" for 162 residential condominium units; and

WHEREAS, the action was determined to be a Type I Action, with the Riverhead Town Board as lead agency, requiring the preparation of an environmental impact statement; and

WHEREAS, a final environmental impact statement was accepted by the Riverhead Town Board, a Notice of Completion published, and a Findings Statement prepared by the lead agency; and

WHEREAS, the Riverhead Planning Board has reviewed the environmental impact statement and schematic site plan and has recommended to the Riverhead Town Board that the special permit use be allowed, with the total yield not to exceed 162 units; the exact number of units to be determined upon the submission and approval of a detailed site plan and condominium map; and

WHEREAS, the Riverhead Town Board has found that the proposed development meets those conditions and stipulations required for this special permit use under Section 108-20 (F) and (G) of the Riverhead Town Code; and

WHEREAS, the Riverhead Town Board has held a public hearing upon the merits of the proposed special permit use and the commentary offered into the record has been given careful consideration by the Town Board.

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board approves the special permit application of Bridgewater Estates for 162 condominium units; and

BE IT FURTHER RESOLVED, that the applicant must demonstrate, through a detailed site plan, the ability to physically construct 162 units upon the property while maintaining the protection of those natural features identified as existing on the site by the final environmental impact statement, such site plan subject to the approval of the Riverhead Town Board and Riverhead Planning Board as stipulated by Section 108-20(D) 1-4 of the Riverhead Town Code; and

BE IT FURTHER RESOLVED, that the applicant, during the site plan review process and before the approval of the required site plan, demonstrate to the satisfaction of the Town Board that no less than 10 percent of the proposed 162 condominium units be priced between \$70,000 and \$120,000 and be made available to Riverhead residents on a priority basis, with such agreement to be in a form acceptable to the Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk forward a certified copy of this resolution to Allen M. Smith, Attorney for the applicant.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared tabled.

(See Page 136 of Minute Book)

171 AUTHORIZES ACQUISITION OF PROPERTY OF REGINA BROWN

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi.

RESOLVED, that proceedings to condemn property on Riverside Drive owned by Regina Brown shall be terminated in view of the offer of Regina Brown to sell the premises; and

BE IT FURTHER RESOLVED, that the Town shall acquire the premises for the sum of \$31,000 plus tax arrears for 1986/87 and 1987/88 taxes; and

BE IT FURTHER RESOLVED, that the Supervisor shall execute all necessary documents to carry out this purchase; and

BE IT FURTHER RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Pierre Lundberg, Esq. and Richard Hanley.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

172. AUTHORIZES SUPERVISOR TO EXECUTE ALL DOCUMENTS NECESSARY
TO CAUSE THE MOVE OF THE HOUSE ON PROPERTY OF NINO MILITELLO
TO PROPERTY ON RIVERSIDE DRIVE

Councilperson Lombardi offered the following resolution,
which was seconded by Councilperson Civiletti.

WHEREAS, Nino Militello as owner of property at 721 East Main
Street, Riverhead has offered the Town of Riverhead the house at said
location, and

WHEREAS, it is the intention of the Town of Riverhead to move
said house to property at Riverside Drive, Riverhead.

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and is
hereby authorized to execute all necessary documents to cause the
relocation of the house at 721 East Main Street to Riverside Drive.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#173 AUTHORIZES TOWN EXPENDITURES.

Councilman Lombardi offered the following resolution which was seconded by Councilman Civiletti.

RESOLVED, that the Supervisor be and hereby is authorized to pay the following:

<u>GENERAL TOWN</u>		
Abstract 1A	vouchers 1-72	totalling \$243,530.42
<u>HIGHWAY</u>		
Abstract 1A	vouchers 1-4	totalling \$ 65,903.28
<u>WATER</u>		
Abstract 1A	vouchers 1-7	totalling \$ 26,520.16
<u>SEWER</u>		
Abstract 1A	vouchers 1-4	totalling \$ 2,635.08
<u>TOWN HALL CAP. PROJECTS</u>		
Abstract 1A	vouchers 1	totalling \$ 1,423.00
<u>PUBLIC PARING</u>		
Abstract 1A	vouchers 1-7	totalling \$ 13,953.70
<u>STREET LIGHTING</u>		
Abstract 1A	vouchers 1-4	totalling \$ 478.42
<u>JOINT SCAVENGER</u>	<u>WASTE</u>	
Abstract 1A	vouchers 1-5	totalling \$ 3,397.16
<u>DISCRETIONARY</u>		
Abstract 1A	vouchers 1-2	totalling \$ 176.03
<u>CHIPS</u>		
Abstract 1A	vouchers 1	totalling \$ 60,550.43
<u>EXT. 22, 23 Cap. Project</u>		
Abstract 1A	vouchers 1-6	totalling \$442,254.17
<u>SCAVENGER WASTE CAP. PROJECT</u>		
Abstract 1A	vouchers 1a	totalling \$ 10,622.00
<u>YOUTH SERVICES</u>		
Abstract 1A	vouchers	totalling \$ 3,989.26
<u>SENIORS HELPING SENIORS</u>		
Abstract 1A	vouchers	totalling \$ 3,655.41
<u>WATER IMPROVE. CAP. PROJECT</u>		
Abstract 1A	vouchers	totalling \$ 8,774.59
<u>PUBLIC PARKING DEBT SEVICE</u>		
Abstract 1A	vouchers 1-2	totalling \$ 28,182.04
<u>GENERAL TOWN</u>		
Abstract #2	vouchers 415-522	totalling \$ 58,767.33
<u>HIGHWAY</u>		
Abstract #2	vouchers 49-51	totalling \$ 1,801.66

<u>WATER</u>		
Abstract #2	vouchers 51-80	totalling \$ 16,104.69
<u>SEWER</u>		
Abstract #2	vouchers 51-80	totalling \$ 16,104.69
<u>TOWN HALL CAP. PROJECT</u>		
Abstract #2	vouchers 4-7	totalling \$ 8,549.42
<u>PUBLIC PARKING</u>		
Abstract #2	vouchers 25-28	totalling \$ 3,129.89
<u>STREET LIGHTING</u>		
Abstract #2	vouchers 30-31	totalling \$ 45.82
<u>JOINT SCAVENGER WASTE</u>		
Abstract #2	vouchers 37-40	totalilng \$ 570.60
<u>DISCRETIONARY</u>		
Abstract #2	vouchers 4-9	totalling \$ 5,993.08
<u>MUNICIPAL GARAGE</u>		
Abstract #2	vouchers 28-29	totalling \$ 91.64
<u>EXT. 22, 23 CAP. PROJECT</u>		
Abstract #2	vouchers 7	totalling \$ 3,256.29
<u>SCAVENGER WASTE CAP. PROJECT</u>		
Abstract #2	vouchers 1-2	totalling \$ 9,981.48
<u>YOUTH SERVICES</u>		
Abstract #2	vouchers 11-12	totalling \$ 45.82
<u>WATER DEBT SERVICES</u>		
	vouchers 1-2	totalling \$ 500.00
<u>TEEN CENTER</u>		
Abstract #2	vouchers 1	totalling \$ 169.20
<u>WATER IMPROVE. CAP. PROJECT</u>		
Abstract #2	vouchers 3	totalling \$ 1,257.50

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.